

111TH CONGRESS  
1<sup>st</sup> session

HOUSE OF REPRESENTATIVES

Report  
111-

MAKING SUPPLEMENTAL APPROPRIATIONS FOR JOB PRESERVATION AND  
CREATION, INFRASTRUCTURE INVESTMENT, ENERGY EFFICIENCY AND SCIENCE,  
ASSISTANCE TO THE UNEMPLOYED, AND STATE AND LOCAL FISCAL  
STABILIZATION, FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2009, AND FOR  
OTHER PURPOSES.

*Mr. OBEY, from the Committee of Conference, submitted the following*

CONFERENCE REPORT

[To accompany H.R. 1]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1) "making supplemental appropriations for job preservation and creation, infrastructure investment, energy efficiency and science, assistance to the unemployed, and State and local fiscal stabilization, for the fiscal year ending September 30, 2009, and for other purposes", having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert:

Set all  
ital

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the "American Recovery  
3 and Reinvestment Act of 2009".

4 **SEC. 2. TABLE OF CONTENTS.**

5 The table of contents for this Act is as follows:

DIVISION A—APPROPRIATIONS PROVISIONS

TITLE I—AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG  
ADMINISTRATION, AND RELATED AGENCIES

TITLE II—COMMERCE, JUSTICE, SCIENCE, AND RELATED AGEN-  
CIES

TITLE III—DEPARTMENT OF DEFENSE

TITLE IV—ENERGY AND WATER DEVELOPMENT

TITLE V—FINANCIAL SERVICES AND GENERAL GOVERNMENT

TITLE VI—DEPARTMENT OF HOMELAND SECURITY

TITLE VII—INTERIOR, ENVIRONMENT, AND RELATED AGENCIES

TITLE VIII—DEPARTMENTS OF LABOR, HEALTH AND HUMAN  
SERVICES, AND EDUCATION, AND RELATED AGEN-  
CIES

TITLE IX—LEGISLATIVE BRANCH

TITLE X—MILITARY CONSTRUCTION AND VETERANS AFFAIRS AND  
RELATED AGENCIES

TITLE XI—STATE, FOREIGN OPERATIONS, AND RELATED PRO-  
GRAMS

TITLE XII—TRANSPORTATION, HOUSING AND URBAN DEVELOP-  
MENT, AND RELATED AGENCIES

TITLE XIII—HEALTH INFORMATION TECHNOLOGY

TITLE XIV—STATE FISCAL STABILIZATION FUND

TITLE XV—ACCOUNTABILITY AND TRANSPARENCY

TITLE XVI—GENERAL PROVISIONS—THIS ACT

Insert 1A

DIVISION B—TAX, UNEMPLOYMENT, HEALTH, STATE FISCAL  
RELIEF, AND OTHER PROVISIONS

TITLE I—TAX PROVISIONS

TITLE II—ASSISTANCE FOR UNEMPLOYED WORKERS AND STRUG-  
GLING FAMILIES

TITLE III—HEALTH INSURANCE ASSISTANCE

TITLE IV—HEALTH INFORMATION TECHNOLOGY

TITLE V—STATE FISCAL RELIEF

6 **SEC. 3. PURPOSES AND PRINCIPLES.**

7 (a) STATEMENT OF PURPOSES.—The purposes of  
8 this Act include the following:

DIVISION B—TAX, UNEMPLOYMENT, HEALTH, STATE FISCAL  
RELIEF, AND OTHER PROVISIONS

TITLE I—TAX PROVISIONS

TITLE II—ASSISTANCE FOR UNEMPLOYED WORKERS AND STRUG-  
GLING FAMILIES

TITLE III—PREMIUM ASSISTANCE FOR COBRA BENEFITS

TITLE IV—MEDICARE AND MEDICAID HEALTH INFORMATION  
TECHNOLOGY; MISCELLANEOUS MEDICARE PROVI-  
SIONS

TITLE V—STATE FISCAL RELIEF

TITLE VI—BROADBAND TECHNOLOGY OPPORTUNITIES PROGRAM

TITLE VII—LIMITS ON EXECUTIVE COMPENSATION

INSERT  
1A



1           (1) To preserve and create jobs and promote  
2           economic recovery.

3           (2) To assist those most impacted by the reces-  
4           sion.

5           (3) To provide investments needed to increase  
6           economic efficiency by spurring technological ad-  
7           vances in science and health.

8           (4) To invest in transportation, environmental  
9           protection, and other infrastructure that will provide  
10          long-term economic benefits.

11          (5) To stabilize State and local government  
12          budgets, in order to minimize and avoid reductions  
13          in essential services and counterproductive state and  
14          local tax increases.

15          (b) GENERAL PRINCIPLES CONCERNING USE OF  
16 FUNDS.—The President and the heads of Federal depart-  
17 ments and agencies shall manage and expend the funds  
18 made available in this Act so as to achieve the purposes  
19 specified in subsection (a), including commencing expendi-  
20 tures and activities as quickly as possible consistent with  
21 prudent management.

22 **SEC. 4. REFERENCES.**

23          Except as expressly provided otherwise, any reference  
24 to “this Act” contained in any division of this Act shall

## 1 TITLE III—DEPARTMENT OF DEFENSE

## 2 OPERATION AND MAINTENANCE

## 3 OPERATION AND MAINTENANCE, ARMY

4 For an additional amount for “Operation and Main-  
5 tenance, Army”, \$1,474,525,000, to remain available for  
6 obligation until September 30, 2010, to improve, repair  
7 and modernize Department of Defense facilities, restore  
8 and modernize real property to include barracks, and in-  
9 vest in the energy efficiency of Department of Defense fa-  
10 cilities.

## 11 OPERATION AND MAINTENANCE, NAVY

12 For an additional amount for “Operation and Main-  
13 tenance, Navy”, \$657,051,000, to remain available for ob-  
14 ligation until September 30, 2010, to improve, repair and  
15 modernize Department of Defense facilities, restore and  
16 modernize real property to include barracks, and invest  
17 in the energy efficiency of Department of Defense facili-  
18 ties.

## 19 OPERATION AND MAINTENANCE, MARINE CORPS

20 For an additional amount for “Operation and Main-  
21 tenance, Marine Corps”, \$113,865,000, to remain avail-  
22 able for obligation until September 30, 2010, to improve,  
23 repair and modernize Department of Defense facilities, re-  
24 store and modernize real property to include barracks, and

*Read out  
8:00pm  
2/11/09*

1 invest in the energy efficiency of Department of Defense  
2 facilities.

3 OPERATION AND MAINTENANCE, AIR FORCE

4 For an additional amount for “Operation and Main-  
5 tenance, Air Force”, \$1,095,959,000, to remain available  
6 for obligation until September 30, 2010, to improve, re-  
7 pair and modernize Department of Defense facilities, re-  
8 store and modernize real property to include barracks, and  
9 invest in the energy efficiency of Department of Defense  
10 facilities.

11 OPERATION AND MAINTENANCE, ARMY RESERVE

12 For an additional amount for “Operation and Main-  
13 tenance, Army Reserve”, \$98,269,000, to remain available  
14 for obligation until September 30, 2010, to improve, re-  
15 pair and modernize Department of Defense facilities, re-  
16 store and modernize real property to include barracks, and  
17 invest in the energy efficiency of Department of Defense  
18 facilities.

19 OPERATION AND MAINTENANCE, NAVY RESERVE

20 For an additional amount for “Operation and Main-  
21 tenance, Navy Reserve”, \$55,083,000, to remain available  
22 for obligation until September 30, 2010, to improve, re-  
23 pair and modernize Department of Defense facilities, re-  
24 store and modernize real property to include barracks, and



1 invest in the energy efficiency of Department of Defense  
2 facilities.

3 OPERATION AND MAINTENANCE, MARINE CORPS

4 RESERVE

5 For an additional amount for "Operation and Main-  
6 tenance, Marine Corps Reserve", \$39,909,000, to remain  
7 available for obligation until September 30, 2010, to im-  
8 prove, repair and modernize Department of Defense facili-  
9 ties, restore and modernize real property to include bar-  
10 racks, and invest in the energy efficiency of Department  
11 of Defense facilities.

12 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

13 For an additional amount for "Operation and Main-  
14 tenance, Air Force Reserve", \$13,187,000, to remain  
15 available for obligation until September 30, 2010, to im-  
16 prove, repair and modernize Department of Defense facili-  
17 ties, restore and modernize real property to include bar-  
18 racks, and invest in the energy efficiency of Department  
19 of Defense facilities.

20 OPERATION AND MAINTENANCE, ARMY NATIONAL

21 GUARD

22 For an additional amount for "Operation and Main-  
23 tenance, Army National Guard", \$266,304,000, to remain  
24 available for obligation until September 30, 2010, to im-  
25 prove, repair and modernize Department of Defense facili-

1 ties, restore and modernize real property to include bar-  
2 racks, and invest in the energy efficiency of Department  
3 of Defense facilities.

4 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

5 For an additional amount for "Operation and Main-  
6 tenance, Air National Guard", \$25,848,000, to remain  
7 available for obligation until September 30, 2010, to im-  
8 prove, repair and modernize Department of Defense facili-  
9 ties, restore and modernize real property to include bar-  
10 racks, and invest in the energy efficiency of Department  
11 of Defense facilities.

12 RESEARCH, DEVELOPMENT, TEST AND

13 EVALUATION

14 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

15 ARMY

16 For an additional amount for "Research, Develop-  
17 ment, Test and Evaluation, Army", \$75,000,000, to re-  
18 main available for obligation until September 30, 2010.

19 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

20 NAVY

21 For an additional amount for "Research, Develop-  
22 ment, Test and Evaluation, Navy", \$75,000,000, to re-  
23 main available for obligation until September 30, 2010.



1       TITLE X—MILITARY CONSTRUCTION AND  
2                   VETERANS AFFAIRS  
3                   DEPARTMENT OF DEFENSE  
4                   MILITARY CONSTRUCTION, ARMY

5       For an additional amount for “Military Construction,  
6 Army”, \$180,000,000, to remain available until Sep-  
7 tember 30, 2013: *Provided*, That notwithstanding any  
8 other provision of law, such funds may be obligated and  
9 expended to carry out planning and design and military  
10 construction projects in the United States not otherwise  
11 authorized by law: *Provided further*, That of the amount  
12 provided under this heading, \$80,000,000 shall be for  
13 child development centers, and \$100,000,000 shall be for  
14 warrior transition complexes: *Provided further*, That not  
15 later than 30 days after the date of enactment of this Act,  
16 the Secretary of Defense shall submit to the Committees  
17 on Appropriations of both Houses of Congress an expendi-  
18 ture plan for funds provided under this heading.

19       MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

20       For an additional amount for “Military Construction,  
21 Navy and Marine Corps”, \$280,000,000, to remain avail-  
22 able until September 30, 2013: *Provided*, That notwith-  
23 standing any other provision of law, such funds may be  
24 obligated and expended to carry out planning and design  
25 and military construction projects in the United States not

1 otherwise authorized by law: *Provided further*, That of the  
2 amount provided under this heading, \$100,000,000 shall  
3 be for troop housing, \$80,000,000 shall be for child devel-  
4 opment centers, and \$100,000,000 shall be for energy con-  
5 servation and alternative energy projects: *Provided further*,  
6 That not later than 30 days after the date of enactment  
7 of this Act, the Secretary of Defense shall submit to the  
8 Committees on Appropriations of both Houses of Congress  
9 an expenditure plan for funds provided under this head-  
10 ing.

11           MILITARY CONSTRUCTION, AIR FORCE

12       For an additional amount for "Military Construction,  
13 Air Force", \$180,000,000, to remain available until Sep-  
14 tember 30, 2013: *Provided*, That notwithstanding any  
15 other provision of law, such funds may be obligated and  
16 expended to carry out planning and design and military  
17 construction projects in the United States not otherwise  
18 authorized by law: *Provided further*, That of the amount  
19 provided under this heading, \$100,000,000 shall be for  
20 troop housing and \$80,000,000 shall be for child develop-  
21 ment centers: *Provided further*, That not later than 30  
22 days after the date of enactment of this Act, the Secretary  
23 of Defense shall submit to the Committees on Appropria-  
24 tions of both Houses of Congress an expenditure plan for  
25 funds provided under this heading.

## 1           MILITARY CONSTRUCTION, DEFENSE-WIDE

2           For an additional amount for "Military Construction,  
3 Defense-Wide", \$1,450,000,000, to remain available until  
4 September 30, 2013: *Provided*, That notwithstanding any  
5 other provision of law, such funds may be obligated and  
6 expended to carry out planning and design and military  
7 construction projects in the United States not otherwise  
8 authorized by law: *Provided further*, That of the amount  
9 provided under this heading, \$1,330,000,000 shall be for  
10 the construction of hospitals and \$120,000,000 shall be  
11 for the Energy Conservation Investment Program: *Pro-*  
12 *vided further*, That not later than 30 days after the date  
13 of enactment of this Act, the Secretary of Defense shall  
14 submit to the Committees on Appropriations of both  
15 Houses of Congress an expenditure plan for funds pro-  
16 vided under this heading.

## 17          MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

18          For an additional amount for "Military Construction,  
19 Army National Guard", \$50,000,000, to remain available  
20 until September 30, 2013: *Provided*, That notwithstanding  
21 any other provision of law, such funds may be obligated  
22 and expended to carry out planning and design and mili-  
23 tary construction projects in the United States not other-  
24 wise authorized by law: *Provided further*, That not later  
25 than 30 days after the date of enactment of this Act, the



1 Secretary of Defense, in consultation with the Director of  
2 the Army National Guard, shall submit to the Committees  
3 on Appropriations of both Houses of Congress an expendi-  
4 ture plan for funds provided under this heading.

5 MILITARY CONSTRUCTION, AIR NATIONAL GUARD

6 For an additional amount for "Military Construction,  
7 Air National Guard", \$50,000,000<sup>^</sup> to remain available <sup>^</sup>  
8 until September 30, 2013: *Provided*, That notwithstanding  
9 any other provision of law, such funds may be obligated  
10 and expended to carry out planning and design and mili-  
11 tary construction projects in the United States not other-  
12 wise authorized by law: *Provided further*, That not later  
13 than 30 days after the date of enactment of this Act, the  
14 Secretary of Defense, in consultation with the Director of  
15 the Air National Guard, shall submit to the Committees  
16 on Appropriations of both Houses of Congress an expendi-  
17 ture plan for funds provided under this heading.

18 FAMILY HOUSING CONSTRUCTION, ARMY

19 For an additional amount for "Family Housing Con-  
20 struction, Army", \$34,507,000, to remain available until  
21 September 30, 2013: *Provided*, That notwithstanding any  
22 other provision of law, such funds may be obligated and  
23 expended to carry out planning and design and military  
24 construction projects in the United States not otherwise  
25 authorized by law: *Provided further*, That within 30 days